

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
February 22, 2009

Closed Session: yes

Call to Order: Meeting was called to order at: 9:35 a.m.

Opening Ceremony: Beatrice A. Law

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Treasurer Gerald Chingwa, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland, Absent: Councilor Shirley Oldman, Councilor Melvin L. Kiogima

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, Chief of Police Jeff Cobe, Prosecutor Office Manager Carla Steingold

Guests: Debra Smithke-Browne, Roger Emery, Fred Kiogima

9:42 a.m. Councilor Kiogima arrived.

Motion made by Councilor Yellowbank and supported by Councilor Kiogima to adopt the agenda for February 22, 2009 with additions.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Yellowbank to approve the minutes of February 9, 2009 with corrections.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

Motion carried.

There were no phone polls.

Elder's Comments: no comments at this time.

Motion made by Councilor Mulholland and supported by Councilor McNamara to request an extension for implementation of the Tribes participation in the National Sex Offender Registry System and approve the Executive submission of such request.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

Motion carried.

1
2 10:42 a.m. Motion made by Treasurer Chingwa and supported by Councilor
3 Kiogima to go into closed session for legal and confidential business matters.

4 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

5 Motion carried.

6
7 12:05 p.m. Motion made by Councilor Harrington, Jr., and supported by
8 Councilor Mulholland to return to open session.

9 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

10 Motion carried.

11
12 12:07 p.m. Public Comment opened: no comments.

13 12:07 p.m. Public Comment closed.

14
15 Motion made by Secretary Gasco Bentley and supported by Councilor
16 Yellowbank to accept Legislative Leader Law's verbal and written report with
17 confidential items contained therein.

18 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

19 Motion carried.

20
21 Motion made by Secretary Gasco Bentley and supported by Councilor
22 McNamara to accept Treasurer Chingwa's verbal report for February 22, 2009.

23 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

24 Motion carried.

25
26 Motion made by Councilor McNamara and supported by Treasurer Chingwa to
27 accept the Land and Reservation Committee Chairperson Kiogima's verbal
28 report for February 22, 2009.

29 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

30 Motion carried.

31
32 Motion made by Councilor McNamara and supported by Councilor Yellowbank to
33 accept the Legislative Services Attorney Budnick's verbal and written report for
34 February 22, 2009.

35 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

36 Motion carried.

37
38 Motion made by Secretary Gasco Bentley and supported by Councilor
39 McNamara to adopt Tribal Resolution: Approval of FY 2009 Tribal Transportation
40 Improvement Program.

41
42 The above motion is on hold in consideration of Public Comment.

43
44 3:00 p.m. Public Comment opened: Debra Smithkey Browne spoke regarding
45 Tribal Council communication with each other during the meeting. Debra also
46 spoke about the casino layoffs with regard to management pay levels.

47 3:02 p.m. Public Comment closed.

1 The above motion continues.

2 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
3 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
4 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-yes, Secretary
5 Gasco Bentley-yes, Legislative Leader Law-yes
6 Motion carried.

7
8 3:08 p.m. Recess called.

9 3:17 p.m. Meeting reconvened.

10
11 Motion made by Treasurer Chingwa and supported by Councilor Kiogima to
12 adopt Tribal Resolution: Request for Funding from U.S Department of Justice,
13 Office of Justice Programs, Office of Juvenile Justice and Delinquency
14 Prevention, Little Traverse Bay Bands of Odawa Indians Fiscal Year 2009 Tribal
15 Juvenile Accountability Discretionary Grants Program.

16 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
17 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
18 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-yes, Secretary
19 Gasco Bentley-yes, Legislative Leader Law-yes
20 Motion carried.

21
22 Motion made by Treasurer Chingwa and supported by Councilor Mulholland to
23 adopt Tribal Resolution: Request for Funding from the U.S. Department of
24 Justice, Office on Violence Against Women Little Traverse Bay Bands of Odawa
25 Indians FY 2009 Grants to Indian Tribal Governments and Sexual Assault
26 Services Program.

27 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
28 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
29 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-yes, Secretary
30 Gasco Bentley-yes, Legislative Leader Law-yes
31 Motion carried.

32
33 Motion made by Councilor Harrington, Jr., and supported by Councilor
34 Mulholland to adopt Tribal Resolution: Request for Funding from the U.S
35 Department of the Interior, National Park Service, Native American Graves
36 Protection and Repatriation Act Program (NAGPRA) Little Traverse Bay Bands of
37 Odawa Indians Fiscal Year 2009 Repatriation and Documentation Grants.

38 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
39 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
40 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-yes, Secretary
41 Gasco Bentley-yes, Legislative Leader Law-yes
42 Motion carried.

43
44 Motion made by Secretary Gasco Bentley and supported by Councilor
45 Yellowbank to accept Enrollment List - C Voluntary Relinquishment dated
46 February 12, 2009 for a total of 1.

47 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

48 Motion carried.

1
2 Motion made by Councilor Yellowbank and supported by Councilor Kiogima to
3 acknowledge receipt of the Tribal Chairman verbal and written report for
4 February 22, 2009 with confidential items contained therein.

5 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

6 Motion carried.
7

8 Motion made by Councilor McNamara and supported by Councilor Harrington,
9 Jr., to pass the Child Protection Statute.

10 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
11 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
12 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-yes, Secretary
13 Gasco Bentley-yes, Legislative Leader Law-yes

14 Motion carried.
15

16 Motion made by Councilor Kiogima and supported by Councilor Mulholland to
17 pass the Child Welfare Commission Statute.

18 Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima -yes, Councilor
19 McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor
20 Yellowbank-yes, Treasurer Chingwa-yes, Councilor Yellowbank-no, Secretary
21 Gasco Bentley-yes, Legislative Leader Law-yes

22 Motion carried.
23

24 4:40 p.m. Motion made by Councilor Harrington, Jr., and supported by Tribal
25 Council to adjourn in honor of Tribal Councilor Shirley Oldman in honor of her
26 past contributions to the Tribes reaffirmation, the new constitution and general
27 work for our people throughout her life.

28 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Oldman)

29 Motion carried.
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35 These Minutes have been read and approved as written (or) corrected: (delete
36 either the word "written" or "corrected" as pertains to how the minutes were
37 approved.)
38
39
40

41 Regina Gasco Bentley, Tribal Council Secretary

Date